534

19~~54~~. **File No.** 3260/36

V

P.W. **DEPARTMENT**

A CLASS

& **BRANCH**

Subject:— Establishment
Temporary
Bringing on permanent estabt.

A K 44

E.L

File No. 3260/36

V

Ed. Scott. Slip. 91 A

G.P.K.—J.H.3—50,000—5.34
G.R.G.D. No. 2108, dated 22-6-22.]

Correspondence

DOCKET SHEET (B)

Subject:—

File No. 3260/36 V

P. W. DEPT.

E BRANCH.

References:—

Date.	To whom sent.	Notes instructions,

No.D.A.IX.EC./7019.

Bombay, 14th Feb. 1944.

From

The Accountant-General,
Bombay.

To

The Secretary to Government,
Public Works Department, Bombay.

Subject:- Conversion of temporary into permanent Establishment.
(2) Conversion of work-charged into permanent and temporary Establishment.

Sir,

I have the honour to invite a reference to the orders issued in Government Resolution, Public Works Department No.3260/36 and No.3486/36 dated 19-11-1943 and to request that the correct procedure to be adopted in respect of the points mentioned below may kindly be stated to enable this office to scrutinise the statements received from the Departmental officers before they are passed on to Government.

(a) Para 4 of G.R., P.W.D. No.3260/36 dated 19-11-1943.

It is presumed that the concession mentioned in para 2 of Govt. Resolution, P.W.D. No.4051/35 dated 10-10-1941 has been extended as a special case, only to the particular persons mentioned in the statement printed as an accompaniment to the Govt. Resolution and is not applicable to the other subordinates whose maximum pay scale are more than Rs.100/-. In the latter case, it is presumed that pay is to be subjected to 16⅔ cut instead of 6¼ per cent cut as in the case of work charged subordinates (vide para 3-B(2) of Govt. Resolution No.3486/36 dated 19-11-1943). The presumption may kindly be confirmed.

(b) Para 10 of Govt. Resolution, P.W.D. No. 3260/36 and sub-para 2 of para 9 of Govt. Resolution, P.W.D. No.3486/36 dated 19-11-43.

It is presumed that the term "5 years' total service" used in the above paragraphs includes both continous as well as non-continuous service as it stood on 1-4-1943. This may please be made clear.

(c).....

(c) Para 3 (ii) and (iii) of Govt. Resolution No.3486/36 dated 19-11-1943. It is observed from clause (iii) that the relaxation of provisions in para 6 of Govt. Circular P.W.D. No.2648/36 dated 25-9-1941 has been made applicable to the subordinates other than work charged overseers and surveyors while in the latter case the restriction in clause (ii) thereof has been imposed. It is presumed that the denial of the concession in the matter of fixation of starting pay to the work charged overseers and surveyors is deliberate. This may also kindly be confirmed.

(d) Statement No.I. of Inferior Establishment in both the Government Resolution.

G.R.F.D. No.1787/33 dated 14-8-36 has been quoted as an authority for applying the rates of pay to peons, chaukidars etc. As these orders have been further amended from time to time by later orders sanctioning increased rates of pay and as no specific criterion has been laid down for fixing their ~~fixed~~ initial pay on being confirmed, it is presumed that the rates of pay ~~fx~~ prevalent on 1-4-1943 and applicable to permanent peons are to be applicable in their case also according to the posts in which they will be appointed.

The favour of an early reply is requested.

Your obedient servant.

Sd/-
Deputy Accountant General.

(E.B.)

Submitted with a draft for approval.

Id/-
17-2-44.

E. B.
15/2/

ADJ/-

No.3260/36-E. Letter.

Public Works Department.
Bombay Castle, 6th March 1944.

To

The Accountant General, Bombay.

Subject:- Conversion of temporary and work-charged establishment into permanent or temporary establishment.

Reference:- Your letter No.D.A.IX.M.C./7019, dated the 14th February 1944.

2. I am directed to inform you as under:-

(i) Paragraph 1 (a) of your letter.- The concession mentioned in paragraph 2 of Government Resolution No.4051/36, dated the 10th October 1941 is applicable only to the subordinates mentioned in the accompaniment of that Government Resolution. It is not applicable to subordinates whose maximum pay scales are more than Rs.100. In case of subordinates whose maximum pay scales exceed Rs.100, the usual cut of 16% should be applied on their promotion to the permanent establishment.

(ii) Paragraph 1(b) of your letter. The term '5 years' total servic' includes both continuous as well as non-continuous service rendered in the Public Works Department on or before the 1st April 1943.

(iii) Paragraph 1(c) of your letter. The presumption made in your letter is correct.

(iv) Para-graph 1(d) of your letter. The presumption made by you in the concluding portion of the sub paragraph is correct. The inferior servants mentioned in Statement I of Government Resolution Nos. 3260/36 and 3486/36, dated the 19th November 1943 should be allowed rates of pay prevalent on the 1st April 1943 applicable to permanent peons.

By order of the Governor of Bombay,

Sd/-

For Secretary to the Government of Bombay,
Public Works Department.

D.A. -Nil.

copy, with a copy of the letter under reply, to -

the Superintending Engineers of Circles,
the Electrical Engineer to Government,
the Consulting Public Health Engineer to Government,
the Director, Development Department Chawls,

for information and guidance.

ADS/-

(E.B.)

Submitted for orders.

2. When the tempy. & work charged estbt. were proposed to be brought on permt or tempy. estbt; the question whether percentage cuts should not be applied was discussed in detail and it was decided in consultation with the F.D. and these cuts should be applied. The proposal made by the S.E.,C.C. in effect means modification of the orders issued in paras. 4 and 3 of G.Rs.No.3460/36 and 3486/36, dated the 19-11-43 respectively.

3. In the case of tempy. or work-charged subordinates who do not wish to take advantage of the orders issued in G.Rs. Nos.3260/36 and 3486/36, dated th 19-11-43, an option has been given for them to continue on tempy. or work-charged estabt. as the case may be . This option once exercised is to be final.

4. In view of the above, orders are requested (i) whether the proposal made by the S.E.,C.C. in para.4 of the letter under disposal may be considered favourably in u.o. consultation with the F.D., or (ii) whether the S.E. may be informed as per draft put up overleaf.

15-2-44

DS/-

3260/36.

Letter.

No.3260/36-B. P.W.Deptt.

B.C., 17th Feb. 1944.

To.

The S.E.,C.C.

Subject:- Fixation of pay on apptt. to the pt. estabt.

Ref:- Your letter No.C.R.31 K.713, dated the 3-2-44.

2. The question whether the 16 or the 6¼ percentage cuts, as may be applicable, should or should not be applied in the case of subdtes. brought on pt. estabt. was considered in detail by Govt. before the issue of the orders in paras. 4. and 3 of G.Rs. No.3260/36, and 3486/36, dated the 19-11-43, respectively. The request made by you that no percentage cuts should be made in the case of subdtes. prompted to pt. estabt. cannot, it is regretted, be granted.

D. H. Na.

By order of the Governor of Bombay,

Copy, with a copy of the letter under reply,

to the other S.Es. of Circles,
the El.Engr. to Govt.
the Dir., D.D.Chawls

for information and guidance.

Id/-
15-2-44.

ADS/-

K. Rais